

109TH CONGRESS  
1ST SESSION

# H. J. RES. 41

Proposing an amendment to the Constitution of the United States to provide that no person born in the United States will be a United States citizen unless a parent is a United States citizen, or is lawfully admitted for permanent residence in the United States, at the time of the birth.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 13, 2005

Mr. FOLEY (for himself, Mr. SHAYS, and Ms. FOXX) introduced the following joint resolution; which was referred to the Committee on the Judiciary

---

## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States to provide that no person born in the United States will be a United States citizen unless a parent is a United States citizen, or is lawfully admitted for permanent residence in the United States, at the time of the birth.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled*  
3       *(two-thirds of each House concurring therein),* That the fol-  
4       lowing article is proposed as an amendment to the Con-  
5       stitution of the United States, which shall be valid to all  
6       intent and purposes as part of the Constitution when

1 ratified by the legislatures of three-fourths of the several  
2 States within seven years after the date of its submission  
3 for ratification:

4 “ARTICLE —

5 “SECTION 1. No person born in the United States  
6 after the date of the ratification of this article shall be  
7 a citizen of the United States, or of any State, on account  
8 of birth in the United States unless the mother or father  
9 of the person is a citizen of the United States, or is law-  
10 fully admitted for permanent residence in the United  
11 States, at the time of the birth.

12 “SECTION 2. The Congress shall have power to en-  
13 force this article by appropriate legislation.”.

○